

REMARKS

This is a Response to the Office Action mailed March 30, 2004, in which a three (3) month Shortened Statutory Period for Response has been set, due to expire June 30, 2004. Enclosed is our check to cover the fee for a three-month extension of time, to September 30, 2004. Forty-one (41) claims, including six (6) independent claims, were paid for in the application. Applicants thank the Examiner for noting the error in the claim numbering in this application. The Director is authorized to charge any additional fees due by way of this Amendment, or credit any overpayment, to our Deposit Account No. 19-1090. Claims 1-40 are pending.

As noted by the Examiner, the application as filed skipped the number 4 in sequentially numbering the claims. Consequently, claims previously numbered 5-41 have been amended by the Examiner to correctly number the claims sequentially as claims 4-40, and the dependencies have likewise been corrected. Applicants have included a listing of clean claims to reflect the Examiner's amendments. Please note that because there is not a specific status identifier for reflecting an Examiner's amendment, Applicants have used "Previously Presented" as the status identifier in the listing of claims.

Applicants thank the Examiner for noting that claims 10, 11, 16, 22, 23, 28, 29, 39, and 40 would be allowed if rewritten in independent form.

Rejections Under 35 U.S.C. § 103

Claims 1-3, 6, 8, 9, 12-15, 24-27, and 30-34 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Foulkes et al. (U.S. Patent No. 6,519,643) in view of Sayan et al. (U.S. Patent Application Publication No. 2002/0169820).

Claim 7 was rejected under 35 U.S.C. § 103(a) as being unpatentable over Foulkes et al. (U.S. Patent No. 6,519,643) in view of Sayan et al. (U.S. Patent Application Publication No. 2002/0169820), and further in view of Fotland et al. (U.S. Patent Publication No. 2002/0038416).

Claims 4, 5, 17-21, and 35-38 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Foulkes et al. (U.S. Patent No. 6,519,643) in view of Sayan et al. (U.S. Patent

Application Publication No. 2002/0169820) and further in view of King et al. (U.S. Patent 6,014,702).

The subject matter of the present application (U.S. Serial No. 09/727,915) and of U.S. 6,519,643 were, at the time of the invention of the subject matter of the present application was made, commonly owned by Attachmate Corporation.

U.S. 6,519,643 was filed before, but issued after the present application, and as such would only qualify as a reference under 35 U.S.C. 102(e). Under 35 U.S.C. 103(c), such a reference is disqualified for use as prior art in an obviousness rejection. See 35 U.S.C. 103(c), and MPEP 706.02(1)(1). Thus, claims 1-9, 12-15, 17-21, 24-27, and 30-38 are allowable.

Conclusion

Overall, the cited references do not singly, or in any motivated combination, teach or suggest the claimed features of the embodiments recited in independent claims 1, 14, 18, 25, 32, and 36, and thus such claims are allowable. Because the remaining claims depend from allowable independent claims 1, 14, 18, 25, 32, and 36, and also because they include additional limitations, such claims are likewise allowable. If the undersigned attorney has overlooked a relevant teaching in any of the references, the Examiner is requested to point out specifically where such teaching may be found.

In light of the above amendments and remarks, Applicants respectfully submit that all pending claims are allowable. Applicants, therefore, respectfully request that the Examiner reconsider this application and timely allow all pending claims. Examiner Bayard is encouraged to contact Mr. Abramonte by telephone to discuss the above and any other distinctions between the claims and the applied references, if desired. If the Examiner notes any informalities in the claims, she is encouraged to contact Mr. Abramonte by telephone to expediently correct such informalities.

The Director is authorized to charge any additional fees due by way of this Amendment, or credit any overpayment, to our Deposit Account No. 19-1090.

Application No. 09/727,915
Reply to Office Action dated March 30, 2004

All of the claims remaining in the application are now clearly allowable.
Favorable consideration and a Notice of Allowance are earnestly solicited.

Respectfully submitted,

SEED Intellectual Property Law Group PLLC

A handwritten signature in black ink, appearing to read 'Frank Abramonte', written over a horizontal line.

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